IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 21ST MARCH 2007 / 30TH PHALGUNA 1928

WP(C).No. 11174 of 2006(E)

PETITIONER:

K.C.JACOB, KANICHERY VEEDU,
KAINAKARY P.O., PIN-688 501.

BY ADV. SRI.S.SANAL KUMAR
SMT.BHAVANA VELAYUDHAN

RESPONDENTS:
----

1. THE ATTUVATHALA SERVICE CO-OPERATIVE BANK LTD.NO.1541, KAINAKARY P.O., ALAPPUZHA DISTRICT, REPRESENTED BY ITS SECRETARY.

2. THE REGISTRAR OF CO-OPERATIVE SOCIETIES, THIRUVANANTHAPURAM.

3. JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL), ALAPPUZHA.

*** ADDL.R4 IMPLEADED.**

4.THOMAS KALASSERY, KALASSERY HOUSE, KAINAKARI P.O., ALAPPUZHA.

ADDL.R4 IMPLEADED AS PER ORDER DT.8.6.06 IN IA. 7051/06.

BY GOVERNMENT PLEADER SRI.MANOJ
SRI.A.KRISHNAN
SRI.K.S.SAJEEV KUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 21/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.11174/2006

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE JUDGMENT OF THIS HONOURABLE COURT IN W.P.(C) NO.25616/04 DT.25.8.04.

EXT.P2:- COPY OF THE ORDER OF THE SUB COMMITTEE DT.16.10.04.

EXT.P3:- COPY OF THE NOTICE ISSUED BY THE 1ST RESPONDENT DT.28.2.06.

EXT.P4:- COPY OF THE ORDER OF THE 3RD RESPONDENT DT.27.1.06.

/TRUE COPY/

tss

KURIAN JOSEPH, J.

W.P.(C) NO. 11174 OF 2006

Dated this the 21st day of March, 2007.

J U D G M E N T

The petitioner is aggrieved by Exhibit P4 order passed by the third respondent-Joint Registrar of Cooperative Societies. Since the order is appealable under Section 83(2) of the Kerala Cooperative Societies Act, it is not necessary for this Court at this juncture to go into the disputed questions of fact. Therefore, this writ petition is disposed of as follows.

2. In the event of the petitioner filing an appeal before the Government within a period of two months from today, the same shall be duly considered by the Government with notice to the petitioner and the additional fourth respondent. Thereafter, appropriate orders in accordance with law in the matter will be passed expeditiously, at any rate within a period of another four months. Till orders are passed as above, the interim order dated 07.04.2006 will continue.

This writ petition is disposed of.

KURIAN JOSEPH, JUDGE.

smp